

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

Senate Engrossed
FILED
JANICE K. BREWER
SECRETARY OF STATE

CHAPTER 24

SENATE BILL 1043

AN ACT

AMENDING SECTION 13-1814, ARIZONA REVISED STATUTES; RELATING TO THEFT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 13-1814, Arizona Revised Statutes, is amended to
3 read:

4 13-1814. Theft of means of transportation; affidavit;
5 classification

6 A. A person commits theft of means of transportation if, without
7 lawful authority, the person knowingly does one of the following:

8 1. Controls another person's means of transportation with the intent
9 to permanently deprive the person of the means of transportation.

10 2. Converts for an unauthorized term or use another person's means of
11 transportation that is entrusted to or placed in the defendant's possession
12 for a limited, authorized term or use.

13 3. Obtains another person's means of transportation by means of any
14 material misrepresentation with intent to permanently deprive the person of
15 the means of transportation.

16 4. Comes into control of another person's means of transportation that
17 is lost or misdelivered under circumstances providing means of inquiry as to
18 the true owner and appropriated APPROPRIATES the means of transportation to
19 the person's own or another's use without reasonable efforts to notify the
20 true owner.

21 5. Controls another person's means of transportation knowing or having
22 reason to know that the property is stolen.

23 B. The inferences set forth in section 13-2305 apply to any
24 prosecution under ~~the provisions of~~ subsection A, paragraph 5 of this
25 section.

26 C. A PERSON WHO ALLEGES THAT A THEFT OF MEANS OF TRANSPORTATION HAS
27 OCCURRED SHALL ATTEST TO THAT FACT BY SIGNING AN AFFIDAVIT THAT IS PROVIDED
28 BY THE LAW ENFORCEMENT OFFICER OR AGENCY WHEN THE REPORT IS TAKEN IN PERSON
29 OR BY SIGNING AND NOTARIZING AN AFFIDAVIT THAT IS PROVIDED BY THE LAW
30 ENFORCEMENT AGENCY IF THE REPORT IS TAKEN OTHER THAN IN PERSON. IF THE
31 AFFIDAVIT IS NOT TAKEN IN PERSON BY A LAW ENFORCEMENT OFFICER OR AGENCY, THE
32 PERSON WHO ALLEGES THAT A THEFT OF MEANS OF TRANSPORTATION HAS OCCURRED SHALL
33 MAIL OR DELIVER THE SIGNED AND NOTARIZED AFFIDAVIT TO THE APPROPRIATE LOCAL
34 LAW ENFORCEMENT AGENCY WITHIN SEVEN DAYS AFTER REPORTING THE THEFT. IF THE
35 APPROPRIATE LAW ENFORCEMENT AGENCY DOES NOT RECEIVE THE SIGNED AND NOTARIZED
36 AFFIDAVIT WITHIN THIRTY DAYS AFTER THE INITIAL REPORT, THE VEHICLE
37 INFORMATION SHALL BE REMOVED FROM THE DATABASES OF THE NATIONAL CRIME
38 INFORMATION CENTER AND THE ARIZONA CRIMINAL JUSTICE INFORMATION SYSTEM. THE
39 AFFIDAVIT PROVIDED BY THE LAW ENFORCEMENT AGENCY SHALL INDICATE THAT A PERSON
40 WHO FALSELY REPORTS A THEFT OF MEANS OF TRANSPORTATION MAY BE SUBJECT TO
41 CRIMINAL PROSECUTION.

42 ~~C.~~ D. Theft of means of transportation is a class 3 felony.

APPROVED BY THE GOVERNOR APRIL 10, 2007.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 11, 2007.